IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1724 OF 2005

Apollo Textile Mills ...Petitioners
V/s.
The Secretary,
The Cloth Market and Shops Board & Anr. ...Respondents

Ms.Meena H. Doshi for the Petitioners.
Ms.Lata Desai for the Respondent No.1.

CORAM : V.M. KANADE, J.

DATED : MAY 3, 2007

P.C. :-

. **For reasons separately recorded,** the impugned order is set aside. The matter is remanded back to the Board. The Board to decide it afresh on merits in accordance with law. The Board to decide the case, as expeditiously as possible and in any case, within a period of three months on the basis of the evidence which is already there on record. Monies deposited with the Board shall continue to remain deposited without prejudice to the contentions of both the parties which shall be finally adjudicated.

. Writ Petition is disposed of.

(V.M. KANADE, J.)